

REMARKS

Applicants have considered the outstanding official action. It is respectfully submitted that all the claims are directed to patentable subject matter and are in condition for formal allowance as set forth below.

Applicants thank the Examiner for the indication of allowance of claims 46-75, 77-82/83, 84/83, 85 and 86/83-88/83. Applicants note that claim 83 has not been specifically listed as being allowed, but has also not been listed as being rejected. However, based on the Examiner's lack of discussion of a rejection as to claim 83, applicants understand claim 83 to be allowed.

The outstanding rejections are as follows:

- (1) Claim 89 under 35 U.S.C. §103(a) over U.S. Patent No. 5,257,748 (Morizzo);
- (2) Claims 90, 82/90 and 84/90 under 35 U.S.C. §103(a) over Morizzo in view of U.S. Patent No. 6,129,304 (Biagiotti); and
- (3) Claims 86/90, 87/90 and 88/90 under 35 U.S.C. §103(a) over Morizzo in view of Biagiotti as applied to claim 90 above, and further in view of U.S. Patent No. 4,422,588 (Nowisch).

Claims 89 and 90 are the sole independent claims rejected under 35 U.S.C. §103(a). All other independent claims have been allowed. Applicants have amended claim 89 to add the language "wherein a glue container is arranged underneath said winding cradle, and wherein a movable dispensing member is associated with said glue container to apply a glue to the winding core when the winding core is in said winding cradle". Applicants have also amended claim 90 with regard to how the glue is applied by adding the language "by a movable dispensing member which obtains the glue from a glue container disposed underneath the winding cradle". The added language is based on language of allowed claim 55. Thus, since similar structure has been previously considered and the amendment is presented in view of a new rejection, the amendment is properly considerable at this time.

Morizzo discloses a sheet winding apparatus which utilizes a different manner of anchoring the leading edge of the web to a new core than as claimed. Morizzo discloses, as shown for example in Figure 5, that two arrangements of air nozzles 110 and 111 are required to form a first web loop around the new core. This is a slow process requiring complex machinery. Morizzo does not disclose or suggest a glue applicator arranged and controlled as claimed. More

particularly, Morizzo does not disclose or suggest a glue container arranged underneath the winding cradle wherein a movable dispensing member is associated with the glue container to apply a glue to the winding core when the winding core is in the winding cradle as claimed.

Accordingly, Morizzo does not disclose or suggest the invention as claimed. Withdrawal of the §103 rejection is respectfully requested.

Morizzo is applied in combination with Biagiotti to reject claims 90, 82/90 and 84/90. Morizzo does not disclose that glue is applied simultaneously on substantially an entire length of the winding core by a movable dispensing member which applies the glue from a glue container disposed underneath the winding cradle as claimed. Biagiotti does not make up for the shortcomings of Morizzo. Biagiotti discloses a carriage 31 which has a first nozzle 33 and a second nozzle 35 for applying a suitable adhesive to the weblike material and the tubular winding cores. (See column 3, lines 60-65). Biagiotti does not disclose or suggest that the glue is applied simultaneously on substantially an entire length of the winding core by a movable dispensing member which applies the glue from a glue container disposed underneath the winding cradle as claimed. Neither Morizzo nor Biagiotti suggest any motivation to

modify the teachings of Morizzo or Biagiotti in order to provide the invention as claimed. Accordingly, Morizzo in combination with Biagiotti does not render the invention as claimed obvious within the meaning of 35 U.S.C. §103(a). Thus, withdrawal of the §103 rejection is respectfully requested.

Morizzo is also applied in combination with Biagiotti as applied to claim 90 above and further in combination with Nowisch to reject dependent claims 86/90, 87/90 and 88/90 under 35 U.S.C. §103(a). Morizzo in combination with Biagiotti does not disclose or suggest the invention as claimed as set forth above. Nowisch does not make up for the shortcomings of Morizzo and Biagiotti. More particularly, Nowisch does not disclose or suggest that the glue is applied simultaneously on substantially an entire length of the winding core by a movable dispensing member which applies the glue from a glue container disposed underneath the winding cradle as claimed. Morizzo, Biagiotti and Nowisch do not suggest any motivation to modify the teachings thereof in order to provide the invention as claimed. Accordingly, Morizzo in combination with Biagiotti and Nowisch does not render the invention as claimed obvious within the meaning of 35 U.S.C. §103(a).

6392/USSN 10/510,576
Group Art Unit 3654

Thus, withdrawal of the §103 rejection is respectfully requested.

Reconsideration and formal allowance of the claims are respectfully requested.

Respectfully submitted,

ANGELO BENVENUTI ET AL

By 
Mary J. Breiner, Attorney
Registration No. 33,161
BREINER & BREINER, L.L.C.
P.O. Box 19290
Alexandria, Virginia 22320-0290

Telephone: (703) 684-6885